

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE: REFCO INC. SECURITIES LITIGATION

Case No. 07 MDL 1902 (JSR)

This document applies to:

MARC S. KIRSCHNER,
As Trustee of the Refco Private Actions Trust,

Plaintiff,

Case No. 07 Civ. 8165 (JSR)

v.

PHILLIP R. BENNETT, SANTO C. MAGGIO,
ROBERT C. TROSTEN, MAYER, BROWN LLP,
MAYER BROWN INTERNATIONAL LLP, and
GRANT THORNTON LLP,

Defendants.

GRANT THORNTON LLP,

Defendant/Third-Party
Plaintiff,

v.

THOMAS H. LEE PARTNERS, L.P.; THL EQUITY
ADVISORS V, LLC, THL MANAGERS V, LLC;
THOMAS H. LEE EQUITY FUND V, L.P.;
THOMAS H. LEE PARALLEL FUND V, L.P.,
THOMAS H. LEE EQUITY (CAYMAN)
FUND V, L.P., THOMAS H. LEE; DAVID V.
HARKINS; SCOTT L. JAECKEL; and SCOTT A.
SCHOEN,

Third-Party Defendants.

I hereby state the following:

1. I am an attorney with the law firm Kellogg, Huber, Hansen, Todd, Evans & Figel, P.L.L.C., 1615 M Street, N.W., Suite 400, Washington, D.C. 20036, counsel of record for the Third-Party Defendants.

2. On August 24, 2011, I caused the THL Defendants' Notice of Motion To Dismiss Grant Thornton LLP's Third-Party Complaint For Contribution, supporting memorandum of law, and declaration of Kevin B. Huff in support to be served via email on the following

sascharand@quinnmanuel.com

alexrossmiller@quinnmanuel.com

btagliamonti@winston.com

rbraun@winston.com

cjoyce@winston.com

lcoberly@winston.com

3. On August 24, 2011, I also caused the THL Defendants' Notice of Motion To Dismiss Grant Thornton LLP's Third-Party Complaint For Contribution, supporting memorandum of law, and declaration of Kevin B. Huff in support to be served via email upon all counsel of record in the above-captioned action by email to the following email distribution list: WHRefcoPATActionPartiesAll@wilmerhale.com.

4. I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 24, 2011
Washington, DC

By: /s/ Kevin B. Huff
Kevin B. Huff

KELLOGG, HUBER, HANSEN, TODD,
EVANS & FIGEL, P.L.L.C.
1615 M Street, N.W.
Suite 400
Washington, D.C. 20036
(202) 326-7900
khuff@khhte.com